

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

----- x  
JENNIFER PEAT, JEFFERSON MEIGHAN JR., ELAN  
COHEN, DALLAS CARTER, GARRETT O'CONNOR,  
BRENDON SULLIVAN-MONSON, CHRISTOPHER  
BRANNON, ATHENA SOULES, SAMANTHA  
ALLEGRA FRIERSON, ZACHARY UNNINGHAM,  
MATTHEW BOLAND, NEGESTI CANTAVE,  
ELIZABETH ARCE, and OSCAR WHELAN,

**Stipulation of Settlement and  
Order of Attorneys' Fees,  
Expenses and Costs**

Plaintiffs,

12CV8230 (SAS) (HBP)

-against-

THE CITY OF NEW YORK, a municipal entity, CHIEF  
OF PATROL JAMES P. HALL, DEPUTY INSPECTOR  
DANIEL MULLIGAN, CAPTAIN WILLIAM  
GARDNER, CAPTAIN WILLIAM TAYLOR,  
LIEUTENANT BESSLER, SERGEANT AMBER  
CAFARO, SERGEANT MATTHEW FERRIGNO,  
SERGEANT VINCENT GIAMBRONE, SERGEANT  
JOSEPH MILLER, SERGEANT ADAM TORRES,  
POLICE OFFICER MATTHEW BREHM, POLICE  
OFFICER ODED ELIAV, POLICE OFFICER JEFFREY  
FITZGERALD, POLICE OFFICER JESSICA GALVIN,  
POLICE OFFICER SAUL GUZMAN, POLICE OFFICER  
KONTARINIS, POLICE OFFICER DAVID LAURIA,  
POLICE OFFICER TANYA MONROE, POLICE  
OFFICER CHRISTOPHER PERKINS, POLICE  
OFFICER OSCAR POLANCO, AND "John Doe"  
POLICE OFFICERS 1-30,

Defendants.

----- x  
  
**WHEREAS**, plaintiffs commenced this action by filing a complaint on or about  
November 13, 2012, alleging that the defendants violated plaintiffs' federal civil and state  
common law rights; and

**WHEREAS**, defendants have denied any and all liability arising out of plaintiffs' allegations; and

**WHEREAS**, plaintiffs have assigned all of their rights to attorneys' fees, expenses, and costs to their counsel, Stecklow Cohen and Thompson; and

**WHEREAS**, counsel for defendants and counsel for plaintiffs now desire to resolve the issue of attorneys' fees, expenses, and costs without further proceedings;

**NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED**, by and between the undersigned, the attorneys of record for the respective parties to the above-captioned action, as follows:

1. Defendant City of New York hereby agrees to pay plaintiffs' counsel, Stecklow Cohen and Thompson, the sum of Three Hundred Thirty Three Thousand (\$333,000.00) Dollars in full satisfaction of plaintiffs' attorneys' fees, expenses, and costs. Counsel for plaintiffs hereby agrees and represents that no other claims for attorneys' fees, expenses, or costs arising out of this action shall be made by or on behalf of plaintiffs against defendants in any application for attorneys' fees, expenses, or costs at any time.

2. In consideration for the payment of Three Hundred Thirty Three Thousand (\$333,000.00) Dollars, counsel for plaintiffs agrees to release and discharge the defendants and any present or former employees and agents of the City of New York or any entity represented by the Office of the Corporation Counsel, from any and all claims of attorneys' fees, expenses, and costs that were or could have been alleged in the aforementioned action.

3. Nothing contained herein shall be deemed to be an admission by the defendants that they have in any manner or way violated plaintiff's rights, or the rights of any other person or entity, as defined in the constitutions, statutes, ordinances, rules or regulations of

the United States, the State of New York, or the City of New York or any other rules or regulations of any department or subdivision of the City of New York. This stipulation shall not be admissible in, nor is it related to, any other litigation or settlement negotiations.

4. This Stipulation and Order contains all the terms and conditions agreed upon by counsel for defendants and counsel for plaintiff hereto, and no oral agreement entered into at any time nor any written agreement entered into prior to the execution of this Stipulation and Order regarding the subject matter of attorneys' fees, expenses, or costs shall be deemed to exist, or to bind the parties hereto, or to vary the terms and conditions contained herein.

Dated: New York, New York  
May 28, 2014

Stecklow Cohen & Thompson  
10 Spring Street, Suite 1  
New York, New York 10012

By: 

Wylie Stecklow  
*Attorney for Plaintiff*

ZACHARY CARTER  
Corporation Counsel of the  
City of New York  
*Attorney for Defendants*  
100 Church Street,  
New York, New York 10007

By: 

Andrew Lucas  
*Assistant Corporation Counsel*

SO ORDERED:

Dated: New York, New York  
\_\_\_\_\_, 2014

\_\_\_\_\_  
HON. SHIRA A. SCHEINDLIN  
UNITED STATES DISTRICT JUDGE